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PA Atty ID 35923  
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**Attorneys for Plaintiff Bombardier Capital Inc.**

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF PENNSYLVANIA  
(Erie Vicinage)

BOMBARDIER CAPITAL INC.	:	
	:	CASE NO. 05-34E
Plaintiff,	:	
	:	CIVIL ACTION
v.	:	
	:	
CYCLE CITY OF ERIE, INC., J. WILLIAM	:	
PUSTELAK, and AUDREY PUSTELAK,	:	
	:	
Defendants.	:	

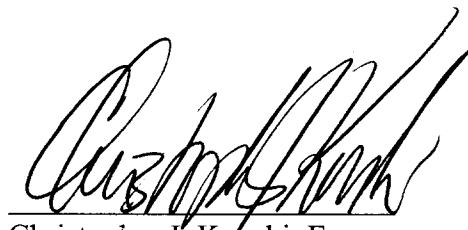
**STIPULATION OF DISMISSAL WITH PREJUDICE AND WITHOUT  
COSTS OR ATTORNEYS' FEES**

**WHEREAS**, the Plaintiff, Bombardier Capital Inc. and Defendants, Cycle City of Erie, Inc., J. William Pustelak, and Audrey Pustelak, have amicably resolved all disputes raised in the above captioned matter; and

NOW, THEREFORE, the Plaintiff, Bombardier Capital Inc., and Defendants, Defendants, Cycle City of Erie, Inc., J. William Pustelak, and Audrey Pustelak,, do hereby stipulate, agree, consent, direct, and authorize the Clerk of the United States District Court, Western District of Pennsylvania to dismiss the Verified Complaint for Temporary Restraints, Replevin, and Money Damages, with prejudice and without costs or attorneys' fees, in the above captioned matter.

Elderkin, Martin, Kelly & Messina

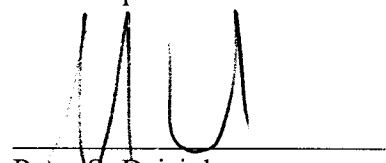
By:

  
Christopher J. Kovski, Esq.

Dated: July 22, 2005

Capehart & Scatchard, P.A.  
Attorneys for Plaintiff,  
Bombardier Capital Inc.

By:

  
Peter S. Bejsiuk, esq.

Dated: July 25, 2005



Peter S. Bejsiuk  
856.914.2057  
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July 27, 2005

Clerk  
United States District Court  
17 South Park Row  
Erie, PA 16501

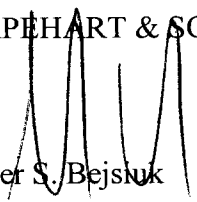
RE: Bombardier Capital Inc. v. Cycle City of Erie, Inc., J. William Pustelak and Audrey Pustelak  
**Civil Action No. 05-34E**  
Our File No. 1018.05181

Dear Clerk:

Enclosed please find an original and one copy of Stipulation of Dismissal with Prejudice and Without Costs or Attorneys' Fees in the above captioned matter. I have also enclosed a copy on disk. Please file the Stipulation and return a "filed" copy in the return envelope provided. Thank you.

Very truly yours,

CAPEHART & SCATCHARD, P.A.



Peter S. Bejsiuk

Encl.

cc: Christopher J. Kovski, Esq. (w/encl.)

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